



JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas & Mining

MICHAEL R. STYLER
Executive Director

JOHN R. BAZA
Division Director

S/027/024

Page 1 of 1

MODIFICATION of
Notice of Violation / Cessation Order

Certified Return Receipt: 7004 2510 0004 1824 3557
To the following Permittee or Operator:

Name: David Penney

Mailing Address: 2400 East 30 South, Box 312, Beaver, Utah 84713-0312

Mine Name: Little Spot Permit Number: S/027/024

Utah Mined Land Reclamation Act, Section 40-8-1 et. seq., *Utah Code Annotated (1953)*:

Cessation Order No MC-2005-04-04 dated September 1, 2005

Part 1 of 1 is modified as follows:

The abatement date is modified to February 10, 2006. By this date, Mr. Penney is to do the following:

1.) Post \$8,800 additional bond (in addition to the \$9800 bond posted with the BLM) to cover 5 acres of disturbance and put Division of Oil, Gas, and Mining on all bonding instruments. In addition, fill out a Reclamation Contract and attach an accurate map.

2.) Mark the five acres of disturbance on the ground with fence posts or equivalent.

3.) Provide an accurate legal description for the disturbance.

Reason for modification is: While Mr. Penney has completed seeding of area surrounding the disturbance, he has not submitted an adequate surety to cover the remaining disturbance nor has he completed all the permitting requirements of the site according to the Small Mine rules. This modification will allow the time necessary to complete the requirements in accordance with the agreements made during the informal conference held January 10, 2006.

Date of service/mailing: January 18, 2006 Time of service/mailing 3:00 PM ☐ a.m. ☒ p.m.

Date of inspection: June 30, 2005

David Penney

Permittee or Operator Representative

Title

Signature

Thomas Munson

Division of Oil, Gas & Mining Representative

Reclamation Specialist III

Title

Signature

O:\M027-Millard\S0270024-LittleSpot\non-compliance\CO-modify-01182006.doc